



Senate

General Assembly

File No. 19

February Session, 2000

Substitute Senate Bill No. 379

Senate, March 8, 2000

The Committee on Environment reported through SEN. DAILY of the 33rd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

An Act Placing A Moratorium On The Construction Of New Incinerators.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) The Commissioner of Environmental Protection
2 shall not issue any permit for an incinerator. The provisions of this
3 section apply to waste-to-energy plants or incinerators, medical waste
4 incinerators, contaminated soil thermal desorption units, wood
5 burners, sewage sludge incinerators, hazardous waste incinerators and
6 tire incinerators. The provisions of this section do not apply to any
7 application for an existing waste-to-energy plant or an existing
8 incinerator permit or to such permits pending before the commissioner
9 on or before January 1, 2000.

10 Sec. 2. This act shall take effect from its passage.

Statement of Legislative Commissioners:

In the last sentence, "an existing" was inserted before "incinerator permit" for clarity and "on or after" was changed to "on or before" to correct a typographical error.

ENV Committee Vote: Yea 19 Nay 0 JFS

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Affected Agencies: Department of Environmental Protection

Municipal Impact: None

Explanation**State Impact:**

Placing a moratorium on the construction of new incinerators will have no impact on the current resources of the Department of Environmental Protection.

OLR Bill Analysis

sSB 379

AN ACT PLACING A MORATORIUM ON THE CONSTRUCTION OF NEW INCINERATORS.**SUMMARY:**

This bill prohibits the Department of Environmental Protection (DEP) from issuing any permit for an incinerator, except one for an existing waste-to-energy facility or incinerator or any permit application for such facilities pending before the DEP on or before January 1, 2000. The moratorium includes waste-to-energy incinerators, medical waste

incinerators, soil thermal desorption units, wood burners, sewage sludge incinerators, and tire incinerators.

EFFECTIVE DATE: Upon passage

BACKGROUND

Waste-to-Energy and Incinerator Permits

Generally, an individual must get DEP solid waste and air permits to construct, operate, modify, or expand, waste-to-energy facilities and incinerators. By law, DEP must make a determination of need that the facility or extra capacity is necessary to meet the state's solid waste needs before issuing a permit to construct or expand a waste-to-energy facility.

COMMITTEE ACTION

Environment Committee

Joint Favorable Substitute

Yea 19 Nay 0